

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
No.: 7:09-CR-100-D-5

UNITED STATES OF AMERICA	)	
	)	
v.	)	MOTION TO WITHDRAW
	)	
DANIEL EDUARDO PINEDA-ZELAYA	)	
Defendant	)	

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NOW COMES, Nardine M. Guirguis, counsel for the defendant, and moves this Honorable Court for an Order allowing her to Withdraw as Counsel for this Defendant. In support of this motion counsel shows the Court the following:

1. Counsel was appointed on September 1, 2009.
2. This matter is currently set for Trial on April 19, 2010.
3. An ethical issue has arisen in the representation of this defendant.
4. Upon recognition of such ethical issue, undersigned counsel contacted the North Carolina State Bar regarding such ethical issue.
5. The State Bar states that this is not only an ethical issue, but that it recommends that counsel withdraws immediately from representation of this defendant.
6. Undersigned Counsel has spoken with Assistant United States Attorney Ethan Ontjes, and he does not oppose said motion.

WHEREFORE, counsel prays this Honorable Court for an Order allowing her to withdraw as counsel for this defendant and that new counsel be appointed to represent him.

Respectfully submitted this the 1st day of April, 2010.

GUIRGUIS LAW, PA

/s/Nardine Mary Guirguis  
Nardine Mary Guirguis  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of counsel's motion to withdraw was served upon the Assistant Attorney for the United States via CM/ECF to the address below:

**Ethan A. Ontjes**  
U. S. Attorney's Office  
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This the 1<sup>st</sup> day of April, 2010.